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House Engrossed

State of Arizona
House of Representatives
Forty-seventh Legislature
First Regular Session
2005

HOUSE BILL 2380

AN ACT

AMENDING SECTION 49-551.01, ARIZONA REVISED STATUTES; RELATING TO ANNUAL EMISSIONS INSPECTIONS OF MOTOR VEHICLES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 49-551.01, Arizona Revised Statutes, is amended to
3 read:

4 49-551.01. Diesel vehicle low emissions incentive grants:
5 criteria

6 A. The department may award incentive grants from the air quality fund
7 established by section 49-551 for diesel vehicles:

8 1. To operate on alternative fuel or clean burning fuel as defined in
9 section 1-215.

10 2. To operate on ultra low sulfur diesel fuel as defined in section
11 49-558.01 that is used in an engine with an emission control device.

12 3. Powered by an engine that meets or exceeds an emissions standard
13 for diesel particulate matter of 0.05 grams per brake horsepower hour.

14 B. A vehicle that is awarded an incentive grant pursuant to this
15 section shall meet the following criteria:

16 1. The vehicle has a gross vehicle weight rating of at least seventeen
17 thousand five hundred pounds.

18 2. The vehicle is not a recreational vehicle as defined in section
19 28-3102.

20 3. The vehicle is registered in this state and the incentive grant
21 recipient signs a statement, under penalty of perjury, that it is the
22 recipient's intent that the vehicle will be registered in this state for at
23 least three years from the date the vehicle is awarded an incentive grant
24 pursuant to this section and that the recipient intends to operate the
25 vehicle more than fifty per cent of the time in area A or area B.

26 4. The vehicle is subject to the financial responsibility requirements
27 prescribed in section 28-4032, subsection A.

28 C. An incentive grant awarded pursuant to this section shall provide
29 for real and quantifiable emissions reductions. Engine retrofit or
30 conversions may meet the requirements of subsection A of this section if they
31 have been approved for use by any one of the following:

32 1. The United States environmental protection agency voluntary
33 retrofit program.

34 2. The United States environmental protection agency verification
35 protocol for retrofit catalyst particulate filter and engine modification
36 control technologies for highway and nonroad use diesel engines.

37 3. The California air resources board diesel emission control strategy
38 verification procedure.

39 4. Sections 43100 and 43102 of the health and safety code of the state
40 of California.

41 5. Actual emission testing performed on the vehicle.

42 D. Notwithstanding subsection B, paragraph 4 of this section, the
43 director may award incentive grants for school buses and municipal vehicles
44 that otherwise meet the requirements of subsection B of this section.

45 E. NOTWITHSTANDING SUBSECTION A OF THIS SECTION, FOR THE PURCHASE OF
46 NEW SCHOOL BUSES ONLY, THE DIRECTOR MAY AWARD TO SCHOOL DISTRICTS GRANTS FROM

1 THE AIR QUALITY FUND THAT DO NOT EXCEED THE INCREMENTAL COST DIFFERENTIAL
2 FROM CONVENTIONAL DIESEL FUEL SCHOOL BUSES, EXCLUDING TAXES, FOR NEW BUSES
3 THAT ARE FUELED BY COMPRESSED NATURAL GAS.